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CITY COUNCIL
CHICOPEE MA

Minutes from the City Council Meeting on Tuesday August 6, 2019 at 7:15 pm in the RiverMills Senior Center, 5 West Main Street are as follows:

Vieau, John L.	Ward 3 Councilor	Present
Laflamme, Frank N.	At-Large Councilor	Present
Roy, Gerard (Jerry) A.	At-Large Councilor	Present
Tillotson, James K.	At-Large Councilor	Present
Zygarowski, Robert J.	At-Large Councilor	Present
McAuliffe, Joel D.	Ward 1 Councilor	Present
Brooks, Shane D.	Ward 2 Councilor	Present
Balakier, George A.	Ward 4 Councilor	Present
Krampits, Fred T.	Ward 5 Councilor	Present
Dobosz, Derek	Ward 6 Councilor	Present
Courchesne, William C.	Ward 7 Councilor	Present
Labrie, Gary R.	Ward 8 Councilor	Present
Walczak, Stan	Ward 9 Councilor	Present

Public Input-Joshua Clark, 517 McKinstry Avenue, read a letter into the record about item #34. City library, bond, Historical Commission attended in full support of the bond. Spoke about city hall project about a year ago. On time and on budget. People will be in downtown for the GetDown in a couple of weeks. Rick Veale, 94 Clark Street, resident for 72 years. Here about the marijuana proposal for Meadow Street, hope they deny the request for leave to withdraw. Zoning committee chair asked the audience who was in favor, no one raised their hand. Eleven people were there-all against it. If the request is denied he can start all over again tomorrow. Rose Dufresne, 881 Meadow Street, deny the withdrawal. It's the wrong place, there are schools and pools there, children running around the streets. Walter Dudek, 881 Meadow Street, property abuts, if the waivers are allowed, will be about 150 feet from the building. Not enough parking, lot of children walking in the area. Federal boundaries near the railroad. Not the right place, deny the leave to withdraw. Chester Dudek, 879 Meadow Street, owns an empty field, people will start parking there. People already dump there, deny it. Karen Bolduc, 63 Shaw Park Avenue, against the waiver. Residential streets, church, park, pool, boys and girls club. Backups coming off 391-parking is difficult-safety issues of people trying to cross Meadow Street. Already jammed with cars, problem with cars backing out onto Meadow Street. No place to turn around. Green Meadows Farm has a right to establish a facility, city has a right to issue the license, but there has to be a better place. Deny the request for the withdrawal.

38 BE IT ORDERED THAT the City Council accept the request to withdraw the Special Permit application submitted by Green Meadows Farm for property located at 919 Meadow Street.

--Motion made by Councilor Brooks to receive and approve the request for withdrawal. Councilor Brooks stated have had past practice to allow one time leave to withdraw. Councilor Tillotson stated usually simple request. Major request on this one, neighbors indicate not a good location. Lodging house, school, pool, McDonalds. Certain cases-if neighbors and applicant can come to an agreement, not close here, not a good spot. Councilor Zygarowski stated for the benefit of viewers and audience, purpose of leave to

withdraw. Councilor Tillotson stated they can come back tomorrow morning, if denied, they have to wait two years for the same location. Vote against the leave to withdraw. Councilor Laflamme attended the meeting. Agrees with denying the leave to withdraw. Being close to the off ramp from 391. Didn't have parking for staff, were going to make deals with other businesses. No staff parking, agree 100% on this one there. Councilor Vieau stated on the record he is not opposed to recreational or medical marijuana. This is trying to squeeze a square peg in a round hole. Not enough room from the beginning. Waivers needed are too many, feel much more comfortable to deny the leave to withdraw. Not appropriate at this location. Councilor Courchesne wanted to clarify they want 940' of relief? It not a small amount. Audacity of bringing this forward. Motion defeated by a unanimous roll call vote. The leave to withdraw was denied.

- 30 A favorable Zoning Committee report, a Special Permit application under Chapter 275-72 for the purpose of siting an adult use marijuana retail establishment and the following waiver requests (1) 60 foot setback waiver from 1,000 foot buffer of a lodging house (2) 284 foot setback waiver of the 500 feet buffer of a church. Location – Lot 2 of recently subdivided property located at 919 Meadow Street (3) 200 foot setback waiver of the 1000 ft. buffer to a licensed child care facility. Applied for by: Green Meadows Farm, LLC, Robert Patton, CEO, PO Box 2249, Hamilton, MA 01982.

--Motion made by Councilor Brooks to approve the motion to deny the setback 60ft. Motion passed through all stages by a unanimous roll call vote. Motion made by Councilor Brooks to approve the motion to deny the 284 ft. setback waiver. Motion passed through all stages by a unanimous roll call vote. Motion to approve the motion to deny the 1000 ft. buffer. Motion passed through all stages by a unanimous roll call vote.

- 31 A favorable Zoning Committee report, a Special Permit application under Chapter 275-70 for the purpose of siting a medical marijuana dispensary and the following waiver requests (1) 25 footback waiver and an 125 foot setback waiver from the 300 feet buffer to any residence or residential zoning district (2) 200 foot setback waiver of the 1,000 foot buffer to a licensed childcare facility (3) 60 foot setback waiver of the 1,000 foot buffer of any halfway house or similar facility (4) 284 foot setback waiver of the 500 feet buffer of a church. Location – Lot 2 of recently subdivided property located at 919 Meadow Street. Applied for by: Green Meadows Farm, LLC, Robert Patton, CEO, PO Box 2249, Hamilton, MA 01982.

--Motion made by Councilor Brooks to receive and the motion to deny waiver #1 be upheld. Motion passed through all stages by a unanimous roll call vote. Motion to receive and the motion to deny waiver #2 be upheld. Motion passed through all stages by a unanimous roll call vote. Motion to receive and the motion to deny waiver #3 be upheld. Motion passed through all stages by a unanimous roll call vote. Motion to receive and the motion to deny waiver #4 be upheld. Motion passed through all stages by a unanimous roll call vote. Motion to receive and motion to deny the Special Permit be upheld. Motion passed through all stages by a unanimous roll call vote.

- 34 A favorable Finance Committee report, Old Library Repairs Bond Authorization

--Motion made by Councilor Brooks to receive, pass and the authorization granted this evening. Councilor Brooks stated this is to ensure the library will get the work done. Huge advantage having this done now that the Historical Commission is on board. Councilor

McAuliffe stated in 2008 he appeared before the Council in support of removing the asbestos. Councilor Tillotson stated with 1000 people coming downtown for new apartments will be a good place to have. Will have more parking soon. Without a roof it's going to die. Can't tear it down. Still structurally sound. Two iconic buildings downtown. Shows history. City Hall/Library try to redevelop downtown. Building worth saving, taking a gamble, may cost less, might come in cheaper, time to keep history alive for future generations. Motion passed through all stages by a roll call vote of 12 yes, 1 abstention. Councilor Roy abstained.

- MO-1 Mayors appropriation of Ninety five thousand forty and 00/100 dollars (\$95,040.00) to the following named account: Police Special Account for WestComm Expenditures from available funds in the Police Salary Account for Civilian Dispatch.

--Motion made by Councilor Laflamme to receive and pass. Councilor Laflamme stated for WestComm for civilian dispatch. Training now, will become operable October 5, using 25 people. Great thing for Police and Fire, will put officers back on the street. Will save money for the taxpayers. Covers landlines as well as cell phones, good thing. Motion passed through all stages by a unanimous roll call vote.

- MO-2 Mayors appropriation of Seventy five thousand and 00/100 dollars (\$75,000.00) to the following named account: School Special Revenue Account for Chicopee TV Public Access from available funds in the Receipts Reserved for Appropriation PEG Access Related Expenditures Account.

--Motion made by Councilor Dobosz to receive and pass. Councilor Dobosz stated from Charter funds, set aside for cable TV Channel, some for the new auditorium. Motion passed through all stages by a unanimous roll call vote.

- MO-3 Mayors appropriation of Eleven thousand nine hundred fifty and 90/100 dollars (\$11,950.90) to the following named account: City Clerk Salary Account for Sick Buy Back from available funds in the Stabilization Fund.

--Motion made by Councilor Courchesne to receive and pass. Councilor Courchesne stated is a collective bargaining agreement. Motion passed through all stages by a unanimous roll call vote.

- MO-4 An order approving and accepting the Fuller Road Reconstruction Projects altered street layout in accordance with Massachusetts Law Chapter 82.

See attached correspondence and street layout plan.

--Motion made by Councilor Zygarowski to receive and pass. Councilor Zygarowski stated for Fuller Road, ongoing for years. Alter the existing layout, new utilities. Councilor Dobosz stated happy to see another step in this road going along. Huge win for the city. Motion passed through all stages by a unanimous roll call vote.

- MO-5 Be it ordered that the City Council of the City of Chicopee, duly elected, qualified, and acting as such by virtue of and in accordance with the provisions of Chapter 40, Section 4A as amended and of every other power and authority granted to it by law, does hereby authorize the memorandum of agreement attached to this order as Exhibit A to work with

the City of Holyoke, the Springfield Water and Sewer Commission and the Pioneer Valley Planning Commission for the purpose of seeking Federal and State Financial Assistance and other alternative funding sources, methods, and controls for mitigating the impacts of combined sewer overflows to the Connecticut River.

--Motion made by Councilor Balakier to receive and pass. Councilor Balakier stated a memo that was lost, should have been on the books for 25 years. A formality, updated document for something already in place. Motion passed.

MO-6 Be it ordained that the Chicopee City Council does hereby amend Chapter 34, Section 1 as follows:

Delete CHAPTER 34, SECTION 1: COMPOSITION

The Fire Department of the City of Chicopee shall consist of one Fire Chief, five Deputy Chiefs to be designated First, Second, Third, Fourth, and Fifth Deputy Chiefs, respectively, 13 Captains, 23 Lieutenants, 105 Firefighters, one Administrative Assistant, one Principle Clerk, one Senior Clerk, one Fire Tech/Foreman.

AND REPLACE THEREWITH:

CHAPTER 34, SECTION 1: COMPOSITION

The Fire Department of the City of Chicopee shall consist of one Fire Chief, five Deputy Chiefs to be designated First, Second, Third, Fourth, Fifth Deputy Chiefs, respectively, 14 Captains, 24 Lieutenants, 105 Firefighters, one Administrative Assistant, one Principle Clerk, one Senior Clerk, one Fire Tech/Foreman.

--Motion made by Councilor Tillotson to receive, 1st reading and refer to the Ordinance Committee. Councilor Tillotson stated changing the composition of the Fire Department. One more Lieutenant, one more Captain, changing the ordinance to match the contract. Motion passed, referred.

MO-7 Chapter 7 Ordinance Revisions

--Motion made by Councilor Labrie to receive, 1st reading and refer to the Ordinance Committee. Councilor Labrie deferred to Councilor Tillotson. Councilor Tillotson stated changing the salary of the MIS intern to \$17.00 per hour. Motion passed, referred.

MO-8 Ordered that the City Council accept the attached list of donations to the Chicopee Parks Department in the amount of Twelve thousand five hundred fifty and 00/100 dollars (\$12,550.00). Said donations are to be used for the annual Fourth of July Fireworks Celebration on June 29th and are accepted in accordance with M.G.L. Chapter 44 Section 53A.

--Motion made by Councilor Walczak to receive, pass and the donations accepted. Councilor Walczak stated donations for fireworks. Read off the donators, great job by the Parks Department. Motion passed through all stages by a unanimous roll call vote.

MO-9 Ordered that the City Council accept the attached donations from the Polish National Credit Union and the Chicopee Firefighters Local 1710 to the Chicopee Parks Department in the

amount of Two thousand six hundred and 00/100 dollars (\$2,600.00). Said donations are to be used for the Summer Outdoor Movie Nights at Szot Park on July 12th and August 16th and are accepted in accordance with M.G.L. Chapter 44 Section 53A.

--Motion made by Councilor Brooks to receive, pass and the donations accepted. Councilor Brooks stated donations to cover cost of movie night, letter of thanks to both. Councilor McAuliffe stated thank PNCU for keeping this going, thank Local 1710. Motion passed through all stages by a unanimous roll call vote.

- MO-10 Ordered that the City Council accept the attached list of donations to the Chicopee Parks Department in the amount of Nine hundred fifty eight and 00/100 dollars (\$958.00). Said donations are to be used for OPEE Summer Adventures Annual BBQ on Friday, August 2nd at Fairview Memorial School and are accepted in accordance with M.G.L. Chapter 44 Section 53A and 53A ½.

--Motion made by Councilor Krampits to receive, pass and the donations accepted. Councilor Krampits stated donations from businesses, read list of donations. Councilor Walczak stated recognize campers that raise money for Wounded Warriors, great job for charity. Motion passed through all stages by a unanimous roll call vote.

- MO-11 Ordered that City Council accept the attached list of donations in the amount of Nine hundred ninety three and 50/100 dollars (\$993.50) to the Chicopee Council on Aging. Said donations are for the New Building Fund and are accepted in accordance with M.G.L. Chapter 44 Section 53A.

--Motion made by Councilor Roy to receive, pass and the donations accepted. Councilor Roy stated donations toward the new building fund, thank all and keep up the good work. Motion passed through all stages by a unanimous roll call vote.

- MO-12 Ordered that the City Council accept the attached list of donations in the amount of Two hundred one and 00/100 dollars (\$201.00) to the Chicopee Council on Aging. Said donations will be used for the RiverMills Reminder Newsletter and are accepted in accordance with M.G.L. Chapter 44 Section 53A.

--Motion made by Councilor McAuliffe to receive, pass and the donations accepted. Councilor McAuliffe stated self-explanatory. Motion passed through all stages by a unanimous roll call vote.

- MO-13 Ordered that the City Council accept the donation in the amount of Fifty and 00/100 dollars (\$50.00) from Rovithis Realty, LLC to the Chicopee Fire Department. Said donation is accepted in accordance with M.G.L. Chapter 44, Section 53A.

--Motion made by Councilor Laflamme to receive, pass and the donation accepted. Councilor Laflamme stated this is from a real estate company who donates to a local charity when they sell a house. Motion passed through all stages by a unanimous roll call vote.

- MO-14 Mayors appropriation of Fourteen thousand six and 37/100 dollars (\$14,006.37) to the following named account: Human Resources Special Account for Indemnifications of Police & Fire from available funds in the Stabilization Fund.

--Motion made by Councilor Dobosz to receive and pass. Councilor Dobosz stated medical bills for Police and Fire. Motion passed through all stages by a unanimous roll call vote.

- 15 A favorable Utilities Committee report, BE IT ORDERED THAT Elms College be permitted to attach banners on the light poles along Springfield Street to help their campus stand out and brand it a little better.

--Motion made by Councilor Labrie the favorable report be received & Elms College be allowed to work collaboratively with the city to have the banners installed. The approved banners shall be donated to the City of Chicopee. Councilor Labrie stated some Councilors had reservations, read restrictions from the next page. Elms & the city are co-branding. Councilor Balakier would like to thank Councilor Labrie, worked with Councilor Brooks, will be nice for Elms. Good thing, will enhance school. Subject to annual review. Councilor Zygarowski stated will enhance Springfield Street and Fairview Avenue, good sense of pride. Councilor Brooks stated think it enhances the look of the community. Makes campus a part of the community. If in disrepair will work with the city. Growing relationship with Elms, signifies a great partnership Councilor Tillotson stated think a good job was done in committee, CEL will have a lot to say about it. Set a good set of guidelines. Councilor Krampits stated some concerns but with requirements, co-branding, work with the city, benefit to both. Councilor Courchesne stated great meeting, donating signs is great. Sharing commitment to school. Councilor Laflamme stated questions at the beginning. Hope can work with CEL to put some signs on CEL poles, don't climb the poles any more. Motion passed through all station by a unanimous roll call vote.

- 16 A favorable License Committee report, an application for a Service Station License for Big Y Express, #119 located at 1177 Granby Road.

--Motion made by Councilor Walczak to receive and the service station license granted with restrictions. Councilor Walczak stated looking to run a service station, read restrictions. Motion passed through all stages by a roll call vote of 11 yes, 1 out of chair, 1 abstained. Councilor Laflamme out of chair, Councilor Dobosz abstained.

- 17 A favorable License Committee report, ORDERED THAT Murray Automotive, LLC, 102 Old Fuller Road, be called before the City of Chicopee License Committee and City Council to discuss the license(s) currently held by Murray Automotive, LLC including compliance with restrictions imposed upon any licenses held by Murray Automotive, LLC. The Council may modify, suspend, fine, or revoke any license held by Murray Automotive, LLC.

--Motion made by Councilor Walczak to receive and refer back to the License Committee. Councilor Walczak stated a new plot plan provided by the applicant. Councilor Dobosz stated having twice the number of vehicles, he is missing paperwork, lease and plot plan need to be updated. Monitor in 60 days if he doesn't lower the number of cars, he didn't know what a junk car was. Needs to know the rules, lot of people watching this. Motion passed, referred.

- 18 A favorable License Committee report, an application for an Auto Detailing License for Veteran Auto Service located at 238 Meadow Street. Applied for by: Pablo Morales, 19 Dianna Drive, Springfield, MA 01104.

--Motion made by Councilor Walczak to receive and the license granted with restrictions. Councilor Walczak stated a new business is taking over on Meadow Street. Restrictions were read. Councilor Brooks stated impressed with the applicant, needed to clean some things up. Made renovations and cleaned things up, wish success. Councilor Courchesne stated any discussion about the trailer? Wonderful job of cleaning this up. Councilor Laflamme stated they cut around the trailer. Box is outside the fence. Motion passed.

- 19 A favorable License Committee report, an application for an Auto Repair License for Veteran Auto Service located at 238 Meadow Street. Applied for by: Pablo Morales, 19 Dianna Drive, Springfield, MA 01104.

--Motion made by Councilor Walczak to receive and the license granted with restrictions. Councilor Walczak stated same gentleman, former top dog, wonderful man to work with. Same restrictions. Motion passed.

- 20 A favorable License Committee report, an application for a Class II License for Veteran Auto Service located at 238 Meadow Street. Applied for by: Pablo Morales, 19 Dianna Drive, Springfield, MA 01104.

--Motion made by Councilor Walczak to receive and the license granted with restrictions. Councilor Walczak stated ironed out problem with sales of cars, same restrictions. Motion passed.

- 21 A favorable License Committee report, an application for an Auto Repair License for East Main Street Auto II located at 400 East Main Street. Applied for by: Albert A. Lafleur, 155 Old Lyman Rd., South Hadley, MA 01075.

--Motion made by Councilor Walczak to receive and postpone to the Call of the Chair. Councilor Krampits stated applicant has location, bought property, wanted to move and expand. Fire, engineering, have concerns with traffic flow. Questions, making sure property wasn't overcrowded. Motion passed, postponed.

- 22 A favorable License Committee report, an application for a Class II License for East Main Street Auto II located at 400 East Main Street. Applied for by: Albert A. Lafleur, 155 Old Lyman Rd., South Hadley, MA 01075.

--Motion made by Councilor Walczak to receive and postpone to the Call of the Chair. Councilor Walczak stated lot of details to be worked out. Motion passed, postponed.

- 23 A favorable License Committee report, an application for a Junk Dealer's License at 766 Memorial Drive. Applied for by: AJW Realty, LLC, Anthony Furnari, 1189 Memorial Drive, Chicopee, MA 01020.

--Motion made by Councilor Walczak to receive and postpone to the Call of the Chair. Councilor Walczak stated the applicant didn't attend. Motion passed, postponed.

- 24 An unfavorable Ordinance Committee report, BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and is hereby further amended as follows:

Add Chapter 26-2

CHAPTER 26-2: Election Notification

- A. Written Notification. The Office of the City Clerk for the City of Chicopee shall mail a written notice to registered voters households no later than twenty (20) days prior to a municipal election. The written notification shall be at minimum of four by six inch index card that includes the date of the upcoming municipal election, the polling location of the household, and the offices that will appear on the ballot. Notwithstanding anything to the contrary, written notification as called for herein shall also be provided in the event of a municipal referendum with a brief description of the referendum question.
- B. Signage. On the day of a municipal election, the Office of the Registrar of Voters shall post signs at the closest intersection to a polling location, as determined by the Office of Registrar of Voters, in and on the public way and on City-owned property informing the public of municipal Election Day. The signage shall be at minimum 14x18 inches and contain the language "VOTE TODAY".
- C. The language and design of all notification methods resulting from this ordinance shall be neutral and non-partisan and shall be subject to the approval of the Office of the Registrar of Voters. No candidates name shall appear as a part of this notification.

--Motion made by Councilor Tillotson to receive and the proposed ordinance defeated. Councilor Tillotson stated spent a lot of time on this, card in the bill, wouldn't fit the notice. Smaller scale, would only go out on a moving scale. Don't need an ordinance to do this. Registrar doesn't put up signs. Privately estimated cost and overtime between \$15-20 thousand. Will of committee wasn't necessary, who's running and the amount of money spent determine how many people vote. Councilor McAuliffe authored the ordinance, disappointed in a number of things. Was working and didn't attend. We want people to know when there is an election or we don't. When we talk about the cost to run an election this is peanuts. Assumption is people who want to vote, vote. Kids don't get into the habit of voting, not learning about civics in school. Springfield city council passed this even after a veto by the Mayor. Not going to waste time sending this back to committee. Basic thing is to tell voters when the election is. Councilor Labrie disagreed, personally spend money to let registered voters know when the election is. Need to be under a rock to not know when Election Day is. To spend city money to know when the date is. Councilor Courchesne stated need to get into high schools to get kids to vote. Councilor Dobosz stated could be \$10,000.00 that is not peanuts, hard to sell this to the taxpayers. Councilor Tillotson stated ordinance states it is always the same Tuesday of the month. Key people were invited to the meeting, it was on the calendar. Don't call councilors to have them come to meetings. Constituents are intelligent enough to vote. Want people to vote. Not necessary to spend \$15-20 thousand dollars of taxpayer money. Agree with one thing Councilor McAuliffe said, civics needs to come back. Lots of apathy amongst voters. Exhausted the topic. Mr. Cady said he will look into getting this in the electric bills. Not the first time you've blown off a meeting, people have meetings and you don't show up. You keep making snide remarks. Councilor McAuliffe stated when you schedule a meeting for someone's order you should let them know. Will see a low turnout, can't keep doing the same thing over and over. Councilor

Courchesne stated he has had more ordinances written in the last two years, there is no excuse not to know when your orders are. Councilor Labrie stated he believes the conversation is about the Utilities Committee meeting that was called. Couldn't make it so it was rescheduled. Didn't show, no phone call, get a slip every Friday to know when the meetings are. Motion passed by a roll call of 11 yes, 1 no, 1 out of chair. Councilor McAuliffe voting no, Councilor Roy out of chair. Ordinance defeated.

25 A favorable Ordinance Committee report, Chapter 7 Ordinance Revisions

--Motion made by Councilor Tillotson to receive, 2nd and final reading, enrolled and ordained. Councilor Tillotson stated adjustment, catching up with collective bargaining. Motion passed through all stages by a unanimous roll call vote.

26 A favorable Ordinance Committee report, a proposed ordinance; adding to Chapter 260, Parking Regulations, Ellerton Street, In front of 76 Ellerton Street, Parking Prohibited.

--Motion made by Councilor Tillotson to receive, 2nd and final reading, enrolled and ordained. Councilor Zygarowski stated received complaints about the curve, DPW Superintendent agrees. Councilor Balakier stated no parking on the even side, safety go along with this. Motion passed through all stages by a unanimous roll call vote.

27 a favorable Ordinance Committee report, a proposed ordinance; adding to Chapter 260, Parking Regulations, Broadway, East side – Entire length between Madison Street and Monroe Street, Parking Prohibited.

--Motion made by Councilor Tillotson to receive, 2nd and final reading, enrolled and ordained. Councilor Zygarowski stated safety on Broadway curve with Grove Street. Best interest of Public Safety. Have lane clear. Councilor Krampits stated something talked about by previous city engineer, have a driveway now. Motion passed through all stages by a unanimous roll call vote.

28 A favorable Ordinance Committee report, a proposed ordinance; adding to Chapter 260, Handicap Parking, 926 Chicopee Street, Handicap Parking.

--Motion made by Councilor Tillotson to receive and the motion to deny approved. Councilor Tillotson stated should be on a side street, not on a main road. Motion passed through all stages by a roll call of 12 yes, 1 out of chair. Councilor Krampits out of chair.

29 A favorable Zone Change application from Residential A to Residential C for 15,309 SF of property located at 281 Sheridan Street and 0 Sheridan Street for the purpose of creating 2 lots 75 X 100. Renovating the existing house, and building a new single family house. Applied for by: Robert J. King, 77 Putting Lane, Chicopee, MA 01020.

--Motion made by Councilor Brooks to receive and the zone change granted. Councilor Brooks stated subdividing a larger lot. Motion passed through all stages by a unanimous roll call vote.

32 A favorable Finance Committee report, Pool Removals Bond Authorization

--Motion made by Councilor Brooks to receive, pass and the bond authorization granted this evening. Councilor Brooks read the recommendations. Councilor Balakier stated was approached by several people who asked about getting the pool fixed and reopened. Told to get a petition and go to the Mayor. Councilor Courchesne stated kicked around for a long time, number of people utilizing pools has gone down. Fiscally not sound. Enough pools in the city. Councilor Tillotson stated spent more time arguing about what to do when done than actually digging them up. Lot of money. Getting rid of the materials is not cheap. Councilor Walczak agrees with Councilor Tillotson, pool has to come out. Should have a plan to replace. Three pools on one side of the river, plan for Szot and Fairview. Councilor Labrie stated he is fortunate to have a pool in his ward. Want the pool opened earlier, really only open from July 1 to August 18th. Not open a lot. Motion passed through all stages by a roll call vote of 12 yes, 1 abstained. Councilor Balakier abstained.

33 A favorable Finance Committee report, Lower Bemis Pond Dam Removal/Abbey Brook Restoration Bond Authorization

--Motion made by Councilor Brooks to receive, pass and the bond authorization granted this evening. Councilor Brooks stated the benefit of having Lee Pouliot attend, rated as a significant hazard. Required to take action. Going with lower cost option. Dam removal best option, could be grant monies authorized. Councilor Roy stated mandated to take the dam down by the state. Put all this money in the park all those years ago. Councilor Tillotson stated not sure it has to be done. Maintaining and rebuilding could cost much more. Lot of fun on that pond, expensive to try and rebuild. Councilor Balakier stated interesting, potential grant of up to \$1 million dollars, keep in contact with residents on Academy Street. Could take 12-18 months. CEL says would be a horrific event if the dam blew. Motion passed through all stages by a unanimous roll call vote.

35 A favorable Finance Committee report, Road Improvements Bond Authorization

--Motion made by Councilor Brooks to receive, pass and the bond authorization granted this evening. Councilor Brooks stated additional road repairs, identify roads that really need repair. High traffic areas. Effort in the city to catch up. Motion passed through all stages by a unanimous roll call vote.

36 A favorable Public Works Committee report, BE IT ORDERED THAT the Engineering Department appear before the Public Works Committee to discuss proposed traffic calming techniques for the Front Street Crosswalk Project.

--Motion made by Councilor Krampits to receive and the DPW pursue installation of 4 speed tables on Front Street between Wheatland Avenue and Bell Street and the Mayor submit a letter to MASSDOT for permission and installation and to amend the current traffic control agreement. Councilor Krampits stated raised crosswalks are not feasible, committee recommendation to pursue speed tables, minor roadwork to install. Councilor Balakier stated very interesting proposal. Councilor Roy stated schools, church, library, elderly housing. Speed limit is 30MPH, creative working with Police and Fire. Councilor Balakier stated if it works well could be done throughout the city. If it does not work well, can be taken down. Potentially not cost to the city. Councilor Laflamme stated two meetings on this, brought up Grattan Street. Want to see if Grattan Street could be looked at, at the same time. Two fatalities on Grattan Street, other issues, may not work there. Could make cars go air bound coming off of 391. New style crosswalk, are doing something working on that.

Aldenville is congested. Councilor Courchesne stated nice to see this come forward. Over two years looking at things, word of caution, DOT has the final say. Councilor Krampits explained a speed table is an elongated speed bump. Gradual rise in the road, make people aware when they are going too fast. Raised crosswalk. Motion passed.

- 37 A favorable Public Works Committee, BE IT ORDERED THAT the Engineering Department appear before the Public Works subcommittee to discuss proposed lane reductions for East Main Street, between Carew Street and the American Legion Bridge.

--Motion made by Councilor Krampits to receive and refer back to committee, postpone to the call of the chair. Councilor Krampits stated the proposal to do some striping on Carew Street. Input from WestMass development. Have Engineering run proposals by local businesses. Councilor Laflamme stated concerns, development of property, concern, stopping traffic, stopping if the area gets developed. All about markings. Councilor Krampits stated the area will be resurfaced, want a plan, talk with contractor. Motion passed.

- 39 BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and is hereby further amended as follows:

Delete Chapter 256 Tobacco Vending Machines in its entirety.

--Motion made by Councilor Tillotson to receive, 1st reading and refer to the Ordinance Committee. Councilor Tillotson stated Health Department, new directives from the state. Ordinance and state regs not in sync. Motion passed, referred.

- 40 BE IT ORDERED THAT the Tuesday, September 17, 2019 City Council meeting be moved to Thursday, September 19, 2019 due to the City Preliminary and the Tuesday, November 5, 2019 City Council meeting be moved to Thursday, November 7, 2019 due to the City Election.

--Motion made by Councilor Brooks to receive and the meeting schedule be moved due to the elections. Councilor Brooks stated needs to be moved. Motion passed.

- 41 BE IT ORDERED THAT Williams Park be secured.

--Motion made by Councilor Dobosz to receive and refer to the Public Safety Committee. Councilor Dobosz stated want front gate locked at night. Having issues with people being in the park at night. Invite a representative from the Police Department and Parks Department. Also, someone from Williams Distributing. Motion passed, referred.

- 42 BE IT ORDERED THAT the Building Inspector hold a public meeting to discuss 106 Taylor Street.

--Motion made by Councilor Dobosz to receive and refer to the Public Safety Committee. Councilor Dobosz stated this is a total mess. Been dealing with this since January or February. Dumpster on property, been fined twice, got a cease and desist order. Already been called before a committee. Like building inspector to fine them more often. Added a second dumpster, ridiculous, this guy owns multiple properties, doesn't want to comply. Whole street said they will show up. Motion passed, referred.

- 43 BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and hereby further amended as follows:

Add to 275-40 E (5)

Commercial use parking restrictions. No camper, trailer or recreational vehicle of any kind may be used for dwelling purposes or accessory to any commercial building unless authorized in writing by the City of Chicopee Building Commissioner pursuant to the Massachusetts Building Code.

--Motion made by Councilor Courchesne to receive, 1st reading and refer to the Ordinance Committee, request Building Commissioner to attend. Councilor Courchesne stated see click fix issue, campers at Walmart and Home Depot. Health Department, we don't allow people to do it on residences why on commercial? Councilor Dobosz stated he supports this. Major issue at Walmart. Camper in same spot for months. Police drive right by, makes the city look horrible. Councilor Courchesne stated went to Home Depot, Sam Walton let people stay for a day, not to live. Motion passed, referred.

- 44 BE IT ORDERED THAT the IT Department purchase new iPads for each City Councilor.

--Motion made by Councilor McAuliffe to receive and refer to the Finance Committee. Councilor McAuliffe stated each councilor is given a tablet of some sort, not many use them. Meet with the IT Department and see what their thoughts are. Councilor Courchesne stated would be useful with a phone. Need something to save trees. Councilor Dobosz is not in favor, don't use a tablet, think it's a waste of money. Councilor Krampits stated not against folks having them, don't have a problem if someone wants one, make them optional. Councilor Tillotson stated Councilor McAuliffe should have one, refer to Finance and have Mr. Vernon come in and see what the options are. Councilor Walczak stated use and iPad all the time, needs updating. Councilor Labrie stated the service pro (tablet) works at home, not in city hall. Motion passed, referred.

- 45 BE IT ORDERED THAT as outlined in the City Charter, that the School Committees liaison to the City Council be given a formal seat on the City Council that includes a seat with the regular members.

--Motion made by Councilor McAuliffe to receive and refer to the Rules Committee. Councilor McAuliffe stated reviewing the Charter, says the School Committee liaison should have a seat without voting rights. Explore if there is an interest on the school side. Councilor Tillotson stated I think she don't care where she sits. Don't think it's a big issue. Young member on the School Committee had a seat. Councilor Laflamme asked do we even have to send to committee? Motion passed, referred.

- 46 BE IT ORDERED THAT the street signs on Bardon Street be replaced.

--Motion made by Councilor McAuliffe to receive and sent to DPW for implementation. Motion passed.

- 47 BE IT ORDERED THAT pursuant to City Ordinance, Chapter 230, 231, 269, current easements, and the property deed, that the City of Chicopee hereby formally accepts responsibility for the maintenance of the public water system utility located within the Doverbrook Estates.

--Motion made by Councilor McAuliffe to receive and sent to DPW for implementation amend to read "Let it be known". Councilor McAuliffe stated simply a formality, old department of defense property. Didn't get rid of the responsibility of utilities, city did respond but there was a delay. Councilor Tillotson stated we can't order the Mayor to do anything. Needs to go to Public Works Committee. Meeting in April, BOD of Doverbrook and the DPW, the situation has been resolved. Doverbrook wants something in writing. Read the attached letter, DPW can't do anything, lot of units there, lot of people. If we support the memorandum it is supporting the Mayor. Wish Councilor McAuliffe would withdraw this order. Councilor McAuliffe stated don't know what arguing about this, asked the Mayor and Liz to explain this during the briefing. Issues with people in these positions is redundant. Like this to be recodify, not telling the mayor what to do. Just found the deed. Councilor Krampits stated memorandum is the more important document. This order isn't going anywhere, memorandum isn't finished yet. Attorney Garvey stated in 1980 the City Council accepted the streets. Councilor Laflamme stated what's there is in place. Cover this in the future, already on the books. Formal acceptance is already there, don't need to clarify. Councilor Courchesne stated forgot about this 30 years ago. Memorializing what's on the books. Let them know he's got their backs. Give him something, looking out for the constituents. Councilor Tillotson stated nothing is going to happen until the memorandum is signed. Need this in legal format. Issues are gone, they've been clarified, duplication, not necessary. No need for a conflict with the Mayor. Motion passed.

- 48 ORDERED THAT Royal Coach Sales, LLC., 576 East Street, be called before the City of Chicopee License Committee and City Council to discuss the license(s) currently held by Royal Coach Sales, LLC, including compliance with restrictions imposed upon any licenses held by Royal Coach Sales, LLC. The Council may modify, suspend, fine, or revoke any license held by Royal Coach Sales, LLC.

--Motion made by Councilor Krampits to receive and refer to the License Committee. Councilor Krampits stated there have been some issues. Calls from the neighbors. Take up in committee. Motion passed, referred.

- 49 BE IT ORDERED THAT the DPW install a "GO SLOW CHILDREN" sign between 123 and 133 Frontenac Street.

--Motion made by Councilor Krampits to receive and amend to read at 133 Frontenac Street, sent to DPW for implementation. Councilor Krampits stated request from constituents, make motorists aware there are many children in the area. Councilor Laflamme stated would be helpful if CEL would allow it to be on a pole. Motion passed.

- 50 BE IT ORDERED THAT the DPW install a "GO SLOW CHILDREN" sign at 80 Frontenac Street.

--Motion made by Councilor Krampits to receive and refer to the DPW for implementation. Councilor Krampits stated same neighbors opposite side. Motion passed.

- 51 BE IT ORDERED THAT the DPW install a "GO SLOW CHILDREN" sign at the beginning of Theroux Drive.

--Motion made by Councilor Walczak to receive and refer to the DPW for implementation. Councilor Walczak stated Call from a constituent. Motion passed.

- 52 BE IT ORDERED THAT the DPW remove the sidewalk overgrowth on Griffith Road beginning at the Atlantic Marine Maintenance Shop.
- Motion made by Councilor Walczak to receive and refer to the DPW for implementation. Councilor Walczak stated city sidewalk, trees and shrubs are overgrown, people are now walking in the road. Councilor Courchesne stated same issue, property owner issue. Motion passed.
- 53 REQUEST THAT the DPW Forestry Division complete the tree stumping at 233 and 240 Blanchard Street.
- Motion made by Councilor Walczak to receive and refer to the DPW for implementation. Councilor Walczak stated removed six city trees, want to keep on the Forestry Department. Motion passed.
- 54 A proposed ordinance, adding to Chapter 260, One-Way Streets, Debra Drive, Flowing in the direction from the highest number to the lowest number, One-Way Street.
- Motion made by Councilor Courchesne to receive, 1st reading and refer to the Ordinance Committee. Councilor Courchesne stated neighborhood meeting, lively, solution with residents, Fire Department agrees, minimize the negative comments. Councilor Laflamme asked if the DPW Supervisor was there? Motion passed, referred.
- 55 A proposed ordinance, adding to Chapter 260, Parking Regulations, Chapel Street, Between the fire hydrant and pole #17 Near Mr. Cone, 1048 Granby Road, Parking Prohibited.
- Motion made by Councilor Labrie to receive, 1st reading and refer to the Ordinance Committee. Councilor Labrie stated will take up in committee. Motion passed, referred.
- 56 A proposed ordinance, adding to Chapter 260, Isolated Stop Signs and Signal Lights, Lafayette Street, at the Corner of 213 Lafayette Street, Isolated Stop Sign.
- Motion made by Councilor Labrie to receive, 1st reading and refer to the Ordinance Committee. Councilor Labrie stated there is a stop sign there now with no ordinance, will take up in committee. Motion passed, referred.
- 57 A proposed ordinance, adding to Chapter 260, 260-34 DO NOT BLOCK THE BOX, Chicopee Street, In front of the Registry of Motor Vehicle at 1011 Chicopee Street, DO NOT BLOCK THE BOX.
- Motion made by Councilor Brooks to receive, 1st reading and refer to the Ordinance Committee. Councilor Brooks stated congestion in the area, will take up in committee. Motion passed, referred.
- 58 A Special Permit application under Section 275-30(A+B) of the Municipal Zoning Ordinance for the purpose of storage of some construction materials and some vintage electronic parts-for 6 month time period. Location: 53 Whitman Street. Applied for by: Darryl A. Therrien, 53 Whitman Street, Chicopee, MA.

--Motion made by Councilor Brooks to receive and refer to the Zoning Committee. Councilor Brooks stated will take up in committee. Motion passed, referred.

- 59 A Special Permit application under Section 275-59 C 3 of the Municipal Zoning Ordinance for the purpose of locating a business that repairs dentures. Location: 35 Center Street. Applied for by: Center Group LLC, 35 Center Street, 1A, Chicopee, MA.

--Motion made by Councilor Brooks to receive and refer to the Zoning Committee. Councilor Brooks stated will take up in committee. Motion passed, referred.

- 60 A Special Permit application under Section 275-50c(2)(b) of the Municipal Zoning Ordinance for the purpose of to upgrade existing marketing message and fuel price accessory signs from manual to digital. Existing and proposed sign are same size (78 sf per side). Structure to remain in place/as is. Request to waive 25 ft. setback to 1.24' back because sign is existing. Location: 167-171 Chicopee Street. Applied for by: Pride Convenience Inc., 246 Cottage Street, Springfield, MA 01104.

--Motion made by Councilor Brooks to receive and refer to the Zoning Committee. Councilor Brooks stated will take up in committee. Motion passed, referred.

- 61 A Special Permit application under Section 275-50c(2)(b) of the Municipal Zoning Ordinance for the purpose of to upgrade existing marketing message board and fuel price accessory sign from manual to digital. Existing and proposed sign are same size (96 sf per side); structure to remain as is. Request to waive 25 ft setback to 0.58' back because sign is existing. Location: 27 Montgomery Street. Applied for by: Pride Convenience Inc., 246 Cottage Street, Springfield, MA 01104.

--Motion made by Councilor Brooks to receive and refer to the Zoning Committee. Councilor Brooks stated will take up in committee. Motion passed, referred.

- 62 A petition for a Zone Change from Res A to Bus A for approx. 8285 square feet of property located at 415 East Street, Chicopee, MA 01020 for the purpose of a car dealership. Applied for by: C & H Investments, 40 Emily Lane, Belchertown, MA 01007.

--Motion made by Councilor Brooks to receive and refer to the Planning and Zoning Committee. Councilor Brooks stated will take up in committee. Motion passed, referred.

- 63 A NEW application for a Hawkers and Peddlers License to sell flowers at various locations in the City of Chicopee. Applied for by: Doug Stewart, The Flower Guy, 106 Tavistock Street, Springfield, MA 01119.

--Motion made by Councilor Walczak to receive and refer to the License Committee. Councilor Walczak stated will take up in committee. Motion passed, referred.

ATTEST:



KEITH W RATTELL
CITY CLERK